

## Nays—10.

Atlee.	Dickson.
Beall.	McComb.
Boren.	Rogers.
Bowser.	Stafford.
Darwin.	Steele.
	Absent—excused.
Woods.	
	Absent, not excused.
Bailey.	Presler.
Goss.	Whitaker.

## TWENTY-NINTH DAY.

Senate Chamber,  
Austin, Texas, Feb. 9, 1895.

Senate met pursuant to adjournment.  
Lieutenant Governor Jester in the  
Chair.

Roll called. Quorum present, the fol-  
lowing Senators answering to their names:

Agnew.	Harrison.
Atlee.	Lawhon.
Bailey.	McComb.
Beall.	McKinney.
Boren.	Presler.
Bowser.	Rogers.
Colquitt.	Shelburne.
Crowley.	Sherrill.
Darwin.	Simpson.
Dean.	Smith.
Dickson.	Steele.
Gage.	Tips.
Greer.	Whitaker.

Absent, excused.

Woods.

Absent, not excused.

Dibrell.	Lewis.
Goss.	Stafford.

Prayer by the Chaplain, Dr. Smoot.

Pending reading of the Journal of yes-  
terday,

On motion of Senator Whitaker, the  
same was suspended.

On motion of Senator Boren, Assistant  
Journal Clerk Thweatt was excused for  
today on account of sickness in his fam-  
ily.

On motion of Senator Greer, Senator  
Dibrell was excused indefinitely, having  
been called home by a telegram.

On motion of Senator Sherrill, Senator  
Goss was excused indefinitely on ac-  
count of sickness in his family.

On motion of Senator Dean, Senator  
Stafford was excused from attendance  
on today on account of important busi-  
ness.

On motion of Senator Greer, Senator  
Presler was excused for non-attendance  
from Friday of last week to today, on  
account of important business.

## PETITIONS AND MEMORIALS.

By Senator Tips:

Petition from 83 ladies of Taylor, Wil-  
liamson county, praying for the age of  
consent be raised to 18 years.

## COMMITTEE REPORTS.

Committee Room,  
Austin, Texas, Feb. 9, 1895.

Hon. Geo. T. Jester, President of the  
Senate:

Your Judiciary Committee No. 1, to  
whom was referred

Senate bill No. 68, being a bill to be  
entitled "An act to amend articles 4668e,  
4671, 4684 and 4710, chapters 1, 2 and  
3, title 95 of the Revised Civil Statutes  
of Texas, relating to the levy and pay-  
ment of taxes,"

Have had the same under consideration,  
and I am instructed to report the same  
back to the Senate with the recommenda-  
tion that it do pass with the following  
amendments, to-wit:

## COMMITTEE AMENDMENTS.

First. Amend by striking out articles  
4668e and 4671.

Second. Amend by striking out all  
after article 4684 and insert the follow-  
ing: "Article 4684. Rendition by ban-  
ker, broker, etc. Every bank, whether of  
issue or deposit, banker, broker, dealer in  
exchange or stock, jobber, shall at the  
time fixed by this chapter for listing per-  
sonal property, make out and furnish  
the assessor of taxes a sworn state-  
ment showing:

First. If a national bank, the president  
or some other officer of the bank shall  
furnish to the assessor of the county in  
which such bank is located a list of the  
names of all the shareholders of the stock,  
together with the number and amount  
of the shares of each shareholder of  
stock in said bank; and the shareholders  
of the stocks in national banks shall ren-  
der to the tax assessors of the county  
in which said bank is located the number  
of their shares and the true and full  
value thereof. All shares of stocks  
in national banks not rendered to the as-  
sessor of taxes in the county where such  
bank is located within the time prescribed  
by law for listing property for taxes, shall  
be assessed by the assessor against the  
owner or owners thereof as unrendered  
property is assessed; but the tax roll  
shall show the name of the owner or  
owners thereof as per statement furnished  
by the president or other officials of said  
bank.

Second. National banks shall render  
all other bonds and stocks of every kind  
(except United States bonds) and all  
shares of capital stocks or joint stock  
or stocks of other companies or cor-  
porations held as an investment or in  
any way representing assets, together  
with all other personal property belong-  
ing or pertaining to said bank, except  
such personal property as is specially ex-  
empted from taxation by the laws of the  
United States.

Third. National banks shall be re-  
quired to render all other real estate  
as other real estate is rendered, and  
all the personal property of said national  
banks herein taxed shall be valued as  
other personal property is valued.

Fourth. All other banks, bankers, brokers or dealers in exchange or stock jobbers shall render their list in the manner following: First, the amount of money on hand or in transit or in the hands of other banks, bankers, brokers or others subject to draft, whether the same be in or out of the state; second, the amount of bills receivable, discounted or purchased and other credits due or to become due, including accounts receivable, interest accrued but not due, and interest due and unpaid; third, from the aggregate amount of the items named in the first and second of the last two sub-divisions shall be deducted the amount of money on deposit; fourth, the amount of bonds and stocks of every kind (except United States bonds) and all shares of capital stocks or joint stocks of other companies or corporations held as an investment, or in any way representing assets; fifth, all other property belonging or appertaining to said bank or business including both personal property and real estate, shall be listed as other personal property and real estate.

Third. Amend sub-division 39, article 4681, by striking out "and the national banking laws of the United States."

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 147, being a bill to be entitled "An act to authorize indexes of certain instruments either with or without the word 'the,'"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 118, being a bill to be entitled "An act to amend article 4860, title 99, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 144, being a bill to be entitled "An act to amend article 2402, chapter 3 of title 45 of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration,

and I am instructed to report the same back to the Senate with the recommendation that it do pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 102, being a bill to be entitled "An act to amend article 3066 of the Revised Civil Statutes of Texas, relating to the payment of fees for jury trials,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 163, being a bill to be entitled "An act to amend article 2109, title 37, chapter 25, of the Revised Civil Statutes of Texas, relating to the appointment of commissioners for the partition and distribution of estates,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 88, being a bill to be entitled "An act to provide for the removal and distribution among the Civil Courts of Appeal for the First, Second, Fourth and Fifth Supreme Judicial Districts of the State of Texas of the law library belonging to the State, now situated at Tyler, Texas, and for such part of the law library situated at Austin, Texas, as may be removed and distributed under the provisions hereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 75, being a bill to be entitled "An act to amend article 1889, chapter 8, title 37, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same

back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 74, being a bill to be entitled "An act to amend article 2520, chapter 6, title 47, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 65, being a bill to be entitled "An act to authorize certain corporations to become surety upon bonds required to be furnished by law, and prescribing the conditions under which they may do so,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 96, being a bill to be entitled "An act to amend chapter 1, title 74, articles 3639, 3640, and chapter 11, title 74, article 3645, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 25, being a bill to be entitled "An act to amend article 4684, title 95, chapter 2, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

House bill No. 22, being a bill to be entitled "An act to amend article 649, title 27, of the Revised Civil Statutes of the State of Texas,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

House bill No. 23, being a bill to be entitled "An act providing for the time within which sales under the powers of sale contained in deeds of trust and mortgages must be made,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SMITH, Chairman.

Committee Room,

Austin, Texas, February 8, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Finance, to whom was referred

House bill No. 383, being "An act providing for the assessment of national bank notes and United States treasury notes,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

TIPS, Chairman.

Committee Room,

Austin, Texas, February 8, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Public Lands, to whom was referred

Senate bill No. 95, being a bill to be entitled "An act to provide for the sale of all lands heretofore or hereafter surveyed and set apart for the benefit of the public free schools, the University and the several asylums, and the lease of such lands, and of the public lands of the State, and the patenting of any part of said lands for church, cemetery or school house sites, and to prevent the free use, occupancy, unlawful enclosure, or unlawful appropriation of such lands, and to prescribe and provide adequate penalties therefor,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recom-

mentation that it do pass, with the following amendments:

Amend section 9 as follows, to wit: After the word "purchase," in line 5, add the words "except where otherwise provided herein."

After the word "office," in line 8, add the words "within two years next after the expiration of said three years."

After the word "oaths," in line 10, add "and on making such proof the Commissioner shall issue to the purchaser, his heirs or assigns, a certificate showing that fact."

After the word "thereon," in line 15, add the words "except where otherwise provided herein."

After the word "thereon," in line 19, add the words "in accordance with the terms of his purchase."

Strike out all after the word "purchase," in line 38.

Amend section 11 as follows, to wit: Strike out all after the word "occurred," in line 16, down to and including the word "State," in line 20.

Amend section 20 by striking out the word "eight" in line 13, and insert in lieu thereof the word "six."

Amend section 22 by adding after the word "year," in line 2, "within sixty days after such rent shall become due."

Amend section 24 by striking out "militia," in line 22, and inserting in lieu thereof "military," and by striking out "militia," in line 29, and inserting in lieu thereof "military force."

GAGE, Acting Chairman.

Committee Room,

Austin, Texas, February 8, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Public Lands, to whom was referred

Senate bill No. 157, being a bill to be entitled "An act to provide for the redemption and to extend the time within which lands that have been sold for taxes and bought in by the State may be redeemed,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

GAGE, Acting Chairman.

Committee Room,

Austin, Texas, Feb. 9, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on Stock and Stock-raising, to whom was referred

Senate bill No. 166, entitled "An act to amend section No. 1 of an act entitled an act to amend section 46, chapter 25, of the acts of 1885, entitled an act to amend chapter 79 of the acts of 1883, entitled an act to amend chapter 48 of the acts of 1887, an act to amend section 46 of an act to encourage stockraising, approved April 22, 1879, and amended April 4, 1881, and April 12, 1880, March 27, 1887, March 29, 1889, March 23,

1891, April 15, 1891, and March 29, 1893, so as to exempt Wilson county from the operation of the stock inspection law,"

Have had the same under consideration and instruct me to report it back to the Senate with the recommendation that it do pass.

LAWHON, Chairman.

## HOUSE MESSAGE.

House of Representatives,  
Austin, Texas, Feb. 9, 1895.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has adopted the report of the joint committee of the Senate and House recommending the re-districting the State into Judicial Districts as amended, to wit:

Amend by making seven Senators and thirteen Representatives, one representative to be selected from each congressional district.

Respectfully,  
CHESTER HAILE, Chief Clerk.

## BILLS AND RESOLUTIONS.

By Senator Beall (by request):

A bill to be entitled "An act to amend article 705, chapter 5, title 22, of the Revised Civil Statutes, relating to the manner in which contracts for building court houses and jails shall be let."

Read first time and referred to Committee on State Affairs.

Call concluded.

Pending action on regular business,

Senator Smith moved to reconsider the vote by which the report of the special committee relative to the appointment of a joint committee to prepare a bill redistricting the State judicially was adopted.

Reconsidered.

Pending action,

The Chair gave notice of signing, and did sign, after caption of same had been read.

Substitute House bill No. 99, being a bill to be entitled "An act to take the counties of Smith, Gregg and Upshur out of the Fifth Supreme Judicial District and place the same in the First Supreme Judicial District."

After lengthy discussion of and pending further action on the question of adopting joint committee report,

On motion of Senator Simpson. Senate adjourned to 10 a. m. Monday.

## THIRTIETH DAY.

Senate Chamber,  
Austin, Texas, Feb. 11, 1895.

Senate met pursuant to adjournment.

Lieutenant Governor Jester in the Chair.

Roll called. Quorum present, the following Senators answering to their names: